

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE PUBLIC UTILITIES COMMISSION

In the Matter of the Application of Rapids
Power LLC for a Certificate of Need for its
Grand Rapids Co-Generation Project

**ORDER RECOMMENDING
DISMISSAL**

On August 6, 2002, Rapids Power, LLC filed a request to withdraw its Application for a Certificate of Need for its Grand Rapids Co-Generation Project. It asked that the application be withdrawn without prejudice to its ability to submit another application at a later date under a new docket.

On August 8, 2002 the Administrative Law Judge solicited objections from the parties to the case, indicating that if any party had an objection, they should respond within ten days. No party has filed any objection.

Based on all the files and proceedings herein, the Administrative Law Judge makes the following:

RECOMMENDATION

IT IS RESPECTFULLY RECOMMENDED that the Commission allow Rapids Power, LLC to withdraw its Application for a Certificate of Need without prejudice to its ability to submit another application at another date under a new docket.

Dated this 23rd day of August 2002.

S/ Allan W. Klein

ALLAN W. KLEIN
Administrative Law Judge